



Attorney Docket No. 1140417-991101

SECTOR

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: BOX MISSING PARTS Commissioner for Patents, Washington, D.C. 20231, on March 9, 2001

Susan Hull

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Daniel Sheeran

Serial No: 09/699,236

Art Unit: 2664

Filed: October 27, 2000

Examiner: Not Assigned

ADAPTIVE BANDWIDTH SYSTEM AND METHOD FOR BROADCAST DATA

* * *

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF PROVISIONAL PATENT APPLICATION**

Box MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Utility Patent Application" mailed by the United States Patent and Trademark Office on January 15, 2001. The following documents are enclosed to complete the filing of the above-referenced patent application:

1. Copy of Notice to File Missing Parts (1 pg.)
 2. Executed Declaration and Power of Attorney (3 pgs.)
 3. Fee Transmittal (2 pgs.)
 4. Check # 470625 in the amount of \$65.00
 5. Return Postcard

Check # 470625 in the amount of \$ 65.00 is enclosed. The Commissioner is also authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896.



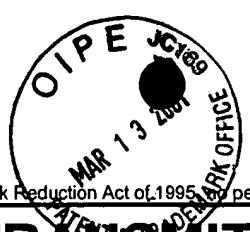
Dated: March 8, 2001

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

By Timothy W. Lohse
Timothy W. Lohse
Reg. No. 35,255
Attorney for Applicant

GRAY CARY WARE & FREIDENRICH
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 65.00)

Complete if Known

Application Number	09/699,236
Filing Date	October 27, 2000
First Named Inventor	SHEERAN
Examiner Name	Not Yet Assigned
Group Art Unit	2664
Attorney Docket No.	1140417-991101

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:
- | | |
|------------------------|---------|
| Deposit Account Number | 07-1896 |
| Deposit Account Name | |
- Charge Any additional Fee Required Under 37 CFR 1.16 and 1.17
- Applicant claims small entity status. See 37 CFR 1.27
2. Payment Enclosed:
- Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
	-20** =	0 X	= 0
Independent Claims	-3** =	0 X	= 0
Multiple Dependent	X		

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	11	0240	55	Petition to revive – unavoidable	
141	1,240	241	620	Petition to revive – unavoidable	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00)



SUBMITTED BY		Complete (if applicable)		
Name (Print/Type)	Timothy W. Lohse	Registration No. (Attorney/Agent)	35,255	Telephone (650) 320-7426
Signature			Date	3/8/2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, D.C. 20231. DO NOT SENT FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILED/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/699,236	10/27/2000	Daniel Sheeran	N0417-991101

CONFIRMATION NO. 5407

FORMALITIES LETTER



OC000000005677539

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Date Mailed: 01/15/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Repl'd. Ref: 04/20/2001 TV0111 0010150700
Date: 07/18/96 Name/Number: 09699236
Fees: 704 \$65.00 CR

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

Void date: 04/20/2001 TV0111
04/20/2001 TV0111 00000026 071896 09699236
01 FEE: 105 \$65.00 CR \$65.00 CR

- The balance due by applicant is \$ 130.

04/20/2001 TV0111 00000026 071896 09699236

01 FEE: 105 \$65.00 CR \$65.00 CR

A copy of this notice MUST be returned with the reply.

Haimanot Tegbaw

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/14/2001 KRCCHA1 00000073 09699236

01 FEE: 205 \$65.00 CR \$65.00 CR

Adjustment date: 04/20/2001 TV0111
03/14/2001 KRCCHA1 00000073 09699236
01 FEE: 205 \$65.00 CR \$65.00 CR